

PATENT

Docket No. 235.00550101

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): ALTMAN et al.

Group Art Unit: 1645

Serial No.: 10/579,248

Examiner: Patricia Ann Duffy

Filing Date: February 28, 2007

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For: BIOTIN-FACILITATED TRANSPORT IN GRAM NEGATIVE BACTERIA

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Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX NUMBER: (571) 273-8300

Total Pages (including cover page): 3

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The following papers are being transmitted to the Patent and Trademark Office by facsimile transmission:

**1. RESPONSE TO RESTRICTION REQUIREMENT AND SPECIES
ELECTION (2 PGS)**☒ Small Entity Status is entitled to be asserted in the above-identified application.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895.

Mueting, Raasch & Gebhardt, P.A.

Customer Number: 26813

By:

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March 3, 2008
Date

CERTIFICATE UNDER 37 C.F.R. §1.8: The undersigned hereby certifies that this Facsimile Cover Sheet and the paper(s), as described hereinabove, are being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office addressed to the Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, VA 22313-1450, on this 3 day of March, 2008, at 2:05pm (Central Time).

March 3, 2008
Date

Signature:

Name:

Sandy Truehart
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PATENT
Docket No. 235.00550101IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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For:	BIOTIN-FACILITATED TRANSPORT IN GRAM NEGATIVE BACTERIA			

RESPONSE TO RESTRICTION REQUIREMENT AND SPECIES ELECTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed February 13, 2008, Applicants elect Group 1 (claims 1-8, 21-29, and 32-35), drawn to a method for introducing a compound into a gram negative bacterial cell. Applicants reserve the right to pursue examination of the non-elected claims in a continuing application.

In addition, in response to the requirement to elect a single species, Applicants elect the species "peptide." The claims readable on the elected species include all the elected claims (i.e., claims 1-8, 21-29, and 32-35).

The Examiner asserted at page 3 of the Restriction Requirement that none of the claims are generic. Applicants respectfully disagree and submit that all elected claims (i.e., claims 1-8, 21-29 and 32-35) are generic. As noted by the Examiner, upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141.

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Response to Restriction Requirement

Applicant(s): ALTMAN et al.

Serial No.: 10/579,248

Confirmation No.: 7812

Filed: February 28, 2007

For: BIOTIN-FACILITATED TRANSPORT IN GRAM NEGATIVE BACTERIA

The Examiner is invited to contact Applicants' Representatives at the telephone number listed below if there are any questions regarding this Response or if prosecution of this application may be assisted thereby.

CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper is being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office, addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 3 day of March, 2008, at 2:05pm (Central Time).

By: Sandy TruehartName: Sandy TruehartMarch 3, 2008
Date

Respectfully submitted

By

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